

ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

OCT 13 2006

at 4 o'clock and 30 min P.M.
SUE BEITIA, CLERK

Attorneys for Limitation Defendants
SHIROH FUKUOKA, Individually and
as Personal Representative of
THE ESTATE OF MITSUKO FUKUOKA, and
as Next Friend Of MIHO FUKUOKA, a Minor

LODGED

OCT 13 2006
11:10 AM
CLERK, U. S. DISTRICT COURT
DISTRICT OF HAWAII

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

In the Matter	) Civil No. CV03-00672SOM ✓
	) (Non-Vehicle Tort)
Of)
)
The Complaint of MORNING STAR)
CRUISES, INC., a Hawaii)
corporation.)
)
SHIROH FUKUOKA, Individually	) Civil No. 04-00588 SOM-BMK
and as Personal Representative	) [CONSOLIDATED]
of THE ESTATE OF MITSUKO)
FUKUOKA, and as Next Friend of	) STIPULATION TO CONTINUE
MIHO FUKUOKA, a minor,	) HEARING ON DEFENDANT/LIMITION
	) PLAINTIFF MORNING STAR
Plaintiffs,	) CRUISES, INC.'S MOTION FOR
	) SUMMARY JUDGMENT AGAINST
vs.	) PLAINTIFFS/ LIMITATION
	) DEFENDANTS FILED SEPTEMBER
MORNING STAR CRUISES, INC., a	) 20, 2006
Hawaii corporation; ; JOHN DOES)
1-10, JANE DOES 1-10, DOE	) Trial: February 21, 2007
CORPORATIONS 1-10, DOE)
PARTNERSHIPS 1-10, DOE JOINT)
VENTURERS 1-10, DOE LIMITED)
LIABILITY ENTITIES 1-10, DOE)
NON-PROFIT ENTITIES 1-10, DOE)

GOVERNMENTAL ENTITIES 1-10, DOE) Old Date:
 UNINCORPORATED ENTITIES 1-10,) Date: October 30, 2006
 and OTHER DOE ENTITIES 1-10,) Time: 9:00 a.m.
) Judge: Susan Oki Mollway
 Defendants.)
) New Date:
) Date: November 13, 2006
) Time: 9:0045 a.m.
) Judge: Susan Oki Mollway

**STIPULATION TO CONTINUE HEARING ON DEFENDANT/LIMITATION PLAINTIFF
 MORNING STAR CRUISES, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST
 PLAINTIFFS/ LIMITATION DEFENDANTS FILED SEPTEMBER 20, 2006**

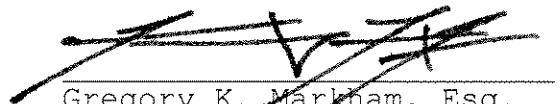
SHIROH FUKUOKA, Individually and as Personal Representative Of THE ESTATE OF MITSUKO FUKUOKA, and as Next Friend Of MIHO FUKUOKA (collectively referred to as "Limitation Defendants"), by and through their attorney, Robert D. Kawamura, and Limitation Plaintiff Morning Star Cruises, Inc., by and through its attorneys, Chee & Markham, hereby stipulate to continue the hearing On Defendant/Limitation Plaintiff Morning Star Cruises, Inc.'s Motion For Summary Judgment Against Plaintiffs/ Limitation Defendants Filed September 20, 2006, currently set for 9:00 a.m. on October 30, 2006 to 9:45 a.m. on November 13, 2006, for the reason that counsel for Plaintiffs/Limitation Defendants became ill on an overseas trip and is still sick and has not been able to work on this matter. The parties shall file their opposition and reply in accordance with the local rules.

Dated: Honolulu, Hawaii; OCT 13 2006.



ROBERT D. KAWAMURA

Attorney for Plaintiff/
Limitation Defendants
SHIROH FUKUOKA, Individually
and as Personal Representative
Of THE ESTATE OF MITSUKO
FUKUOKA, and as Next Friend Of
MIHO FUKUOKA



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CHEE & MARKHAM
1000 American Savings Bank
Tower
1001 Bishop Street
Honolulu, Hawaii 96813

Attorneys for Defendant/
Limitation Plaintiff
MORNING STAR CRUISES, INC.

Approved and so ordered:



Susan Oki Mollway
Judge

SHIROH FUKUOKA, et al. v. MORNING STAR CRUISES, INC., et al.,
[CONSOLIDATED]; Civil No. 04-00588 SOM-BMK; **STIPULATION TO
CONTINUE HEARING ON DEFENDANT/LIMITATION PLAINTIFF MORNING STAR
CRUISES, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST PLAINTIFFS/
LIMITATION DEFENDANTS FILED SEPTEMBER 20, 2006**